

Butler, David

From: Butler, David
Sent: Friday, June 12, 2020 11:09 AM
To: John Hoefer; Pittman, Jenny; Nelson, Jeff; Huber, Christopher; Hall, Roger; Grube-Lybarker, Carri
Cc: lev99webb@icloud.com
Subject: RE: [External] Re: SHOD 2020-50H Palmetto Utilities Rate Case 2019-281-S

To the Parties in the Palmetto Utilities case:

I wanted to let the parties in the Palmetto Utilities case know that I received the unsolicited e-mail message below from Ms. Lisa Levine this morning, concerning matters in the Palmetto Utilities case. It does not appear that Ms. Levine copied the other parties in this matter as required by law. I have not responded to her e-mail. I wanted to inform the parties of this matter. I will place Ms. Levine's e-mail and this response on the Commission's Docket Management System. I would consider this to be an inadvertent ex parte communication. However, under Section 58-3-260, any party who desires to rebut the contents of the communication must request within 10 days of receipt of the communication, and shall be granted the opportunity to rebut the contents.

Thank you for your consideration in this matter.

David Butler
 Senior Counsel

From: Lisa Levine <lev99webb@icloud.com>
Sent: Friday, June 12, 2020 9:52 AM
To: Butler, David <David.Butler@psc.sc.gov>
Subject: [External] Re: SHOD 2020-50H Palmetto Utilities Rate Case 2019-281-S

Dear Mr. Butler,

I am writing to verify whether or not you received a copy of my Response to PUIs Motion for Prehearing Conference that I sent to the PSC approximately 18 minutes before receiving the Standing Hearing Officer's Directive granting PUIs Motion. My motion is on the docket.

I am concerned about several issues and would appreciate your assistance in defining the procedures and timelines for them.

First, the granting of the PUI motion for the Prehearing was issued in less than 24 hours after PUI submitted it to the PSC. I replied very quickly and thoroughly addressing every item they propose to discuss. The only time constraint in PUIs motion was that the Prehearing conference be scheduled after June 18th. The Commission nor PUI set a time to respond yet my response predated yours although it was not sent to you directly but to the contact@psc.gov address where all my previous matters have been sent to. In addition, I did copy all parties on the email so they received my response just prior to yours. Given that my response has not been considered by the Commission I respectfully request clarification as to its standing in the docket. Will there be a reply to my response and if so when?

Second, PUI filed a motion to strike me, per se intervenor, from the case. I sent my response to the Commission within 2 days of their motion. I have not received a ruling yet. PUI has included in its Motion for Prehearing conference a discussion about what my role will be if any in the hearing. I find this awkward at best having to be openly admonished and "dealt with" in front of all parties after all the effort and dedication I have contributed and spent on this important matter that has significant financial consequences on me as well as my neighbors and all PUI customers. I would appreciate a ruling on my response to PUIs motion to strike prior to the Prehearing conference so I know exactly where I

stand and can discuss without uncertainty how I wish to proceed rather than have PUI determine that for me. Will it be possible to rule on my response prior to the June 19th meeting?

Third, the Standing Motion states the members of the Commission may participate as well. I would appreciate knowing if that is the case and who from the Commission will be participating other than you. In addition, what will be their role in this conference?

I continue to prepare for the June 30th hearing with full expectation that I will be an active participant.

Please feel free to contact me directly by phone if necessary. I look forward to your response and thank you for your attention to this important matter.

With kindest regards,
Lisa Levine
240-462-1368

On Jun 11, 2020, at 3:38 PM, Butler, David <David.Butler@psc.sc.gov> wrote:

To the Parties:

Attached, please find my Standing Hearing Officer's Directive granting the Motion for Prehearing Conference. The directive prescribes a telephone conference call as the methodology for the Prehearing Conference at 10 am on Friday, June 19, 2020. To access the conference, please call 1-800-753-1965, and, when prompted, enter the Access Code 8967784#. Thanks!

David Butler
Standing Hearing Officer

<SHOD 2020-50H Palmetto Utilities Rate Case 2019-281-S.pdf>